THE HONOUABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 15465 of 2007

Date:27-07-2007

Between:

Lallulal Yadav and two others .. **PETITIONERS**

AND

The Commissioner of Police (Task Force), Hyderabad and 6 others.

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RESPONDENTS

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ORDER:

The petitioners seek a writ of mandamus to direct the respondents not to open any rowdy sheet against any of the petitioners and if already any such rowdy sheets are opened against the petitioners, their names may be removed.

The petitioners submit that the first petitioner is the father of the second petitioner and the third petitioner is the grand son of the first petitioner. It is stated that they never involved in any criminal case. While so, when the police insisted them to appear before the police from 15.09.1996 to 27.09.1996 by invoking the provisions of the Hyderabad City Police by opening rowdy sheets under Section 742 of the Police Standing Orders, the petitioners have filed W.P.No.19945 of 1996 which was allowed directing the respondents therein to delete the name of the first petitioner from the rowdy sheet opened against him as he was not at all involved in any criminal case.

It is stated that a case in Crime NO.300 of 2007 was registered against the petitioners on a complaint filed by one Sairam Yadav for the offence under Section 324 read with 34 IPC and another case in Crime NO.335 of 2007 was also registered against the second petitioner on a complaint filed by some others for the offence under Sections 334 and 501 IPC. It is stated that the said cases do not relate to disturbing of any public peace and tranquility and the petitioners are not the

haibitual offencers and therefore, the opening of rowdy sheets against the petitioners is illegal.

I am not inclined to express any opinion with regard to the legality or validity of the opening of rowdy sheets against the petitioners. It is stated that the petitioners have submitted a representation, dated 22.07.2007 before the Commissioner of Police, Hyderabad. That being so, it is just and proper to direct the respondents 1 and 2 to consider and dispose of the said representation. As the earlier representation said to have been sent by registered post by the petitioners is not filed, the petitioners are directed to make a fresh representation before the respondent No.2 and on such filing representation, the second respondent shall consider and dispose of such representation within four weeks from the date of receipt of a copy of this order.

With the above observations, the writ petition is disposed of. No costs.

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V.ESWARAIAH, J.

Date:27.07.2007
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